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Date: (Filing No. H- )

**HEALTH AND HUMAN SERVICES**

Reproduced and distributed under the direction of the Clerk of the House.

**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
128TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 74, L.D. 106, Bill, “An Act To Provide MaineCare Coverage for Dental Services to Adults with Intellectual Disabilities or Autistic Disorder”

Amend the bill by striking out the title and substituting the following:

**'An Act To Provide MaineCare Coverage for Dental Services to Adults with Intellectual Disabilities or Autism Spectrum Disorder'**

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

**'Sec. 1. 22 MRSA §3174-F, sub-§3** is enacted to read:

**3. Dental services for adult with intellectual disability or autism spectrum disorder.** Notwithstanding subsection 1, by December 31, 2017, the department shall provide for reimbursement under the MaineCare program for dental services to a person 21 years of age or older who has an intellectual disability or autism spectrum disorder and who received home and community-based support benefits under the MaineCare program pursuant to a waiver granted under the Social Security Act, Section 1915(c). This reimbursement must be provided in addition to any home and community-based support benefits provided to the person and may not be included in any cap or other limitation on the home and community-based support benefits that the person may receive. Dental services provided to a person under this subsection must be the same as those dental services provided under the MaineCare program to an eligible person under 21 years of age. The department shall adopt rules to implement this subsection. Rules adopted pursuant to this subsection are routine technical rules as defined by Title 5, chapter 375, subchapter 2-A.

**Sec. 2. Appropriations and allocations.** The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)  
Developmental Services Waiver - MaineCare 0987**

**COMMITTEE AMENDMENT**

1 Initiative: Provides funding to expand MaineCare dental services to a person 21 years of  
 2 age or older who receives home and community-based support benefits under the  
 3 MaineCare program pursuant to a 1915(c) waiver.

4	<b>GENERAL FUND</b>	<b>2017-18</b>	<b>2018-19</b>
5	All Other	\$75,561	\$151,121
6			
7	GENERAL FUND TOTAL	<u>\$75,561</u>	<u>\$151,121</u>

8 **Developmental Services Waiver - Supports Z006**

9 Initiative: Provides funding to expand MaineCare dental services to a person 21 years of  
 10 age or older who receives home and community-based support benefits under the  
 11 MaineCare program pursuant to a 1915(c) waiver.

12	<b>GENERAL FUND</b>	<b>2017-18</b>	<b>2018-19</b>
13	All Other	\$47,904	\$95,809
14			
15	GENERAL FUND TOTAL	<u>\$47,904</u>	<u>\$95,809</u>

16 **Medical Care - Payments to Providers 0147**

17 Initiative: Provides funding to expand MaineCare dental services to a person 21 years of  
 18 age or older who receives home and community-based support benefits under the  
 19 MaineCare program pursuant to a 1915(c) waiver.

20	<b>FEDERAL EXPENDITURES FUND</b>	<b>2017-18</b>	<b>2018-19</b>
21	All Other	\$222,763	\$445,526
22			
23	FEDERAL EXPENDITURES FUND TOTAL	<u>\$222,763</u>	<u>\$445,526</u>

24 **HEALTH AND HUMAN SERVICES,**  
 25 **DEPARTMENT OF (FORMERLY DHS)**  
 26 **DEPARTMENT TOTALS**

27		<b>2017-18</b>	<b>2018-19</b>
28	GENERAL FUND	\$123,465	\$246,930
29	FEDERAL EXPENDITURES FUND	\$222,763	\$445,526
30			
31	DEPARTMENT TOTAL - ALL FUNDS	<u>\$346,228</u>	<u>\$692,456</u>
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**SUMMARY**

This amendment, which is the majority report of the committee, clarifies the application of the bill, which requires reimbursement under the MaineCare program for dental services to an adult with an intellectual disability or autism spectrum disorder, by:

1. More clearly defining the requirement that the persons be eligible under the so-called Sections 21 and 29 waivers, without referring to departmental rule citations that may change over time; and

2. Providing that reimbursement is in addition to any home and community-based support benefits provided to a person and may not be included in any cap or other limitation on the home and community-based support benefits that the person may receive.

The amendment also adds an appropriations and allocations section.

**FISCAL NOTE REQUIRED**

**(See attached)**